IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 28TH SEPTEMBER 2007 / 6TH ASWINA 1929

WP(C).No. 28222 of 2007(I)

PETITIONER:

C.MANIYAN, S/O.YOVEL, CONVENOR,
CHINNAVILA COLONY, PUNNAKKULAM,
KOTTUKAL P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.R.ANILKUMAR

RESPONDENTS:

---

1. STATE OF KERALA, REP. BY SECRETARY,
FOOD AND CIVIL SUPPLIES DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. KERALA STATE WARE HOUSING CORPORATION,
KOCHI. REP. BY MANAGING DIRECTOR.

3. MANAGER,
WARE HOUSING CORPORATION,
PALLICHAL, THIRUVANANTHAPURAM.

4. KOTTUKAL GRAMA PANCHAYATH, REP. BY
SECRETARY, KOTTUKKAL, TRIVANDRUM.

BY ADV. SRI.MAJNU KOMATH, SC, K.S.W.C.
R1 BY GOVT. PLEADER MR. I.V. PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

= =
W.P.(C) Nos. 28222 & 28233 OF 2007
= =

Dated this the 28th September, 2007

J U D G M E N T

The prayer sought for in these writ petitions is to direct the 3rd respondent to release the stock of rice warehoused by the petitioners. On 24-9-2007 when these matters came up for orders, the Standing Counsel for the 3rd respondent was directed to take instructions in the matter. Today, the learned Standing Counsel has produced before me a communication dated 11-7-2007 issued by the Circle Inspector of Police, Vizhinjam Police Station, directing the 3rd respondent that the rice warehoused by the petitioners is a material object in Crime No. 341/07 of that police station. Learned Counsel submits that in view of the direction so issued by the Circle Inspector of Police they could not release the stock. Now that the stock in question is involved in a crime, it will not be proper for this Court to grant such a direction that it should be released.

The writ petitions fail and are dismissed.

ANTONY DOMINIC
JUDGE

jan/-